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May 3, 1993

Roy Schrock  
United States Environmental  
Protection Agency  
841 Chestnut Street  
Philadelphia, PA 19107

**Re: Crossley Farms Site  
Huff's Church, Pennsylvania**

Dear Mr. Schrock:

Mr. Ferdas' letter dated September 9, 1992 to Michael Lederman of Sunbeam-Oster Company concerning the above-referenced matter has been referred to me for reply.

The September 9th letter asserts that Sunbeam-Oster Company ("Sunbeam") is legally liable for CERCLA response costs at the Crossley Farms Site and urges Sunbeam to participate in discussions regarding a possible RI/FS. Sunbeam has carefully reviewed the available information that is relevant to EPA's request. Based on that review, we are asking for your help in clarifying several points that EPA has raised.

First, EPA states that Sunbeam is a PRP at the Crossley Farms Site. This is apparently based on a contention that Bally Case and Cooler somehow arranged for disposal of hazardous substances that were sent to the Crossley Farms Site. Sunbeam knows of no facts to support such a contention. I am sure that you will understand that a corporation such as Sunbeam needs to develop site nexus information before it can reply to any RI/FS request. Please identify the nexus information on which EPA relies to support its conclusion that any predecessors of Sunbeam arranged for disposal of hazardous substances.

Second, we note that EPA has also named Bally Engineered Structures, Inc. ("BESI") as a PRP. Presumably, BESI is also purported to be a corporate successor to Bally Case and Cooler. What is the factual basis for

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EPA's contention that both BESI and Sunbeam are concurrent successors to this liability?

Third, we have noted EPA's attempt to identify additional PRP's associated with the Crossley Farms Site. Does EPA have information regarding PRP's other than those identified in the Attachment to the September 9th letter? In addition, could we have a copy of all responses to EPA information requests that EPA has received from third parties concerning the Crossley Farms site?

If it will facilitate your reply, please consider this request to be made pursuant to the Freedom of Information Act. We appreciate your assistance on this matter and look forward to hearing from you in due course.

Very truly yours,

COHEN & GRIGSBY

By 

Frederick L. Tolhurst

FLT:sfm

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